

Docket No.
70004-9601-CIP2

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PROGRAMMABLE APPLIANCE CONTROLLER

the specification of which
(check one)

☒ is attached hereto.

☐ was filed on _____ as United States Application No. or PCT International
Application Number _____
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

1

10/19/1999

(Filing Date)

(Filing Date)

(Filing Date)

1

10/19/2000

(Filing Date)

(Status)
(patented, pending, abandoned)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Filing Date)

(Status)
(patented, pending, abandoned)

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POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)


Jeffrey D. Myers, Reg. No. 35,964

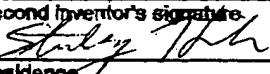
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Direct Telephone Calls to: (name and telephone number)

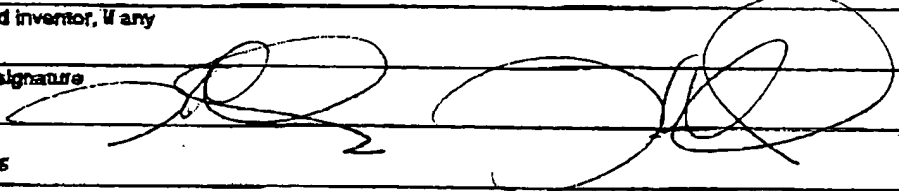
Jeffrey D. Myers, 505-998-1502 (direct line) or 505-998-1500 (main switchboard)

Programmable Appliance Controller page 1/2

| | |
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| Second inventor's signature  | Date 2/25/2004 |
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Programmable Appliance Controller Page 2/2 Page 4 of 4

| | |
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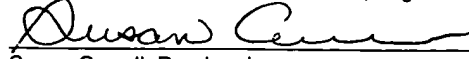
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| Citizenship | |
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PATENT APPLICATION

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 via Label No. EV402864362US on February 26, 2004, addressed to Mail Stop Patent Application, Commissioner for Patents, Alexandria, Virginia 22313-1450.


Susan Cowell, Paralegal February 26, 2004
Date Signed

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--------------|-----------------------------------|---|-------------------------------------|
| Applicants: | David C. Nemir, et al. | : | |
| Serial No.: | To Be Assigned | : | Examiner: Unknown |
| Filing Date: | February 26, 2004 | : | Group Art Unit: Unknown |
| For: | PROGRAMMABLE APPLIANCE CONTROLLER | : | Attorney Docket No. 70004-9601-CIP2 |

ASSOCIATE POWER OF ATTORNEY

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

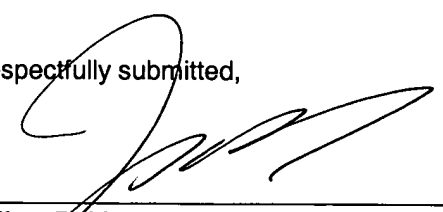
Jeffrey D. Myers, a principal attorney in the above-identified application for Letters Patent, hereby appoints:

| | |
|--------------------|-----------------|
| Deborah A. Peacock | Reg. No. 31,649 |
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as associate attorneys with full power.

Respectfully submitted,

Date: February 26, 2004



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